

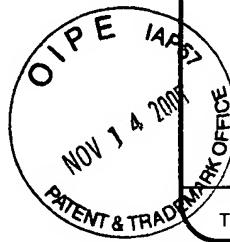
Doc

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/777,451
Filing Date	February 12, 2004
First Named Inventor	Lilip Lau
Art Unit	3762
Examiner Name	Alyssa M. Alter
Attorney Docket Number	PARCR 67465

## ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	<input checked="" type="checkbox"/> Postcard 11 References
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		
24201		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

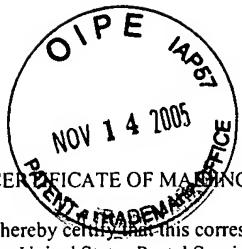
Firm Name	FULWIDER PATTON LEE & UTECHT, LLP		
Signature			
Printed name	JOHN S. NAGY, ESQ.		
Date	November 10, 2005	Reg. No.	30,664

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	JOHN S. NAGY, ESQ.	Date	November 10, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail AMENDMENT, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on November 10, 2005.

John S. Nagy, Esq., Reg. No. 30,664

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/777,451  
Applicants : Lilip Lau, Matthew G. Fishler, Craig Mar  
Filed : February 12, 2004  
Art Unit : 3762  
Examiner : Alyssa M. Alter  
Title : CARDIAC HARNESS FOR TREATING CONGESTIVE HEART FAILURE AND FOR DEFIBRILLATING AND/OR PACING/SENSING  
  
Docket No.: : PARCR 67465  
Customer No. : 24201

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESUBMISSION OF SUPPLEMENTAL  
INFORMATION DISCLOSURE STATEMENT

Dear Sir:

The documents listed on the enclosed Form PTO/SB/08a have come to the attention of Applicant and are submitted to the Office under 37 C.F.R. § 1.97(b)(3) and § 1.98(d). A copy of PCT Patent No. WO 0036995 and of each of the cited articles is enclosed.

This application is a continuation of U.S. Serial No. 10/704,376 filed November 7, 2003.

Applicant submitted this Supplemental Information Disclosure Statement with Form PTO/SB/08A and a copy of PCT Patent No. WO 0036995 and of each of the cited articles on August 9, 2005 (copy of postcard enclosed). Applicant has been informed by the Examiner that the IDS and the enclosed art was not received, therefore the requisite prior art and this Supplemental Information Disclosure Statement are being re-submitted herewith.

Applicants believe that because this Supplemental Information Disclosure Statement was mailed before the mailing date of a first Office action on the merits in accordance with 37 C.F.R. § 1.97(b)(3) and because the copy of the postcard dated August 9, 2005 (receipt by the PTO on August 11, 2005) indicates receipt by the Patent Office of the Information Disclosure Statement and enclosed references that no fee is due. However, if a fee is in fact due the Commissioner is authorized to charge our Deposit Account No. 06-2425. A duplicate of this paper is enclosed.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By:   
John S. Nagy  
Registration No. 30,664

JSN:jeb  
Enclosures

Howard Hughes Center  
6060 Center Drive, Tenth Floor  
Los Angeles, CA 90045  
Telephone: (310) 824-5555  
Facsimile: (310) 824-9696  
Customer No. 24201  
106200.1



Client ID/Matter No.: PARCR 67465  
Date Mailed: August 9, 2005  
Date Due: N/A  
Applicants: Lilip Lau, Matthew G. Fishler, Craig Mar

Supplemental IDS

Serial No.: 10/777,451  
Filing Date: February 12, 2004

Title: CARDIAC HARNESS FOR TREATING CONGESTIVE  
HEART FAILURE AND FOR DEFIBRILLATING AND  
PACING

Documents enclosed:

1. Transmittal (PTO/SB/21)
2. Supplemental Information Disclosure Statement (in duplicate)
3. Form PTO/SB/08A
4. 11 References

The U.S. Patent and Trademark Office Mail Room stamp hereon acknowledges receipt of the items indicated above on the date shown.

JSh:jeb



RECEIVED  
BY DOCKET DEPT.  
AUG 17 2005

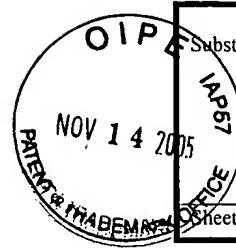
FULWIDER PATTON LEE & UTECHT, LLP  
ATTORNEYS AT LAW  
6060 CENTER DRIVE  
TENTH FLOOR  
LOS ANGELES, CALIFORNIA 90045

RECEIVED

AUG 15 2005

FULWIDER PATTON LEE & UTECHT, LLP  
LOS ANGELES

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.



Substitute for form 1449A/PTO		Complete if Known	
<p style="text-align: center;"><b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b></p> <p style="text-align: center;">(use as many sheets as necessary)</p>		Application Number	11/008,733
		Filing Date	February 12, 2004
		First Named Inventor	Lilip Lau
		Art Unit	3762
		Examiner Name	Unassigned
		Attorney Docket Number	PARCR 67465
Sheet	1	of	2

## **U.S. PATENT DOCUMENTS**

## **FOREIGN PATENT DOCUMENTS**

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

48521.1

**\*EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.<sup>1</sup> Applicant's unique citation designation number (optional).<sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Will O Standard 31. If possible, Applicant is to place a check mark here if English language Translation is attached.  
This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

NOV 14 2005

Substitute for form 1449B/PTO			Complete if Known		
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(use as many sheets as necessary)</i>			Application Number	10/338,934	
Sheet	2	of	Filing Date	January 7, 2003	
			First Named Inventor	Don Lucas	
			Group Art Unit	1614	
			Examiner Name	Unassigned	
			Attorney Docket Number	PARCR 66288	

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No <sup>1</sup> .	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Wharton, J. Marcus, et al., <i>Electrophysiological Effects of Monophasic and Biphasic Stimuli in Normal and Infarcted Dogs</i> , PACE, Vol. 13, pp. 1158-1172, September 1990	
		Shabetai, Ralph, <i>The Role of the Pericardium in the Pathophysiology of Heart Failure, Congestive Heart Failure</i> , Second Edition, Chapter 9, pp. 157-187, 2000	
		Cohn, Jay N., M.D., <i>The Management of Chronic Heart Failure</i> , The New England Journal of Medicine, Vol. 335, No. 7, pp. 490-498, August 15, 1996	
		Zhou, Xiaohong, et al., <i>Epicardial Mapping of Ventricular Defibrillation With Monophasic and Biphasic Shocks in Dogs</i> , Circulation Research, Vol. 72, No. 1, pp. 145-160, January 1993	
		Shorofsky, Stephen R., et al., <i>Comparison of Step-Down and Binary Search Algorithms for Determination of Defibrillation Threshold in Humans</i> , PACE, Vol. 27, pp. 218-220, February 2004	
		Gold, Michael R., M.D., et al., <i>Comparison of Single- and Dual-Coil Active Pectoral Defibrillation Lead Systems</i> , Journal of the American College of Cardiology, Vol. 31, No. 6, pp. 1391-1394, May 1998	
		Rinaldi, C. Aldo, <i>A Randomized Prospective Study of Single Coil Versus Dual Coil Defibrillation in Patients With Ventricular Arrhythmias Undergoing Implantable Cardioverter Defibrillator Therapy</i> , PACE, Vol. 26, pp. 1684-1690, August 2003	
		Schwartzman, David, M.D., et al., <i>Serial Defibrillation Lead Impedance in Patients with Epicardial and Nonthoracotomy Lead Systems</i> , Journal of Cardiovascular Electrophysiology, Vol. 7, No. 8, pp. 697-703, August 1996	
		Sandstedt, Bengt, et al., <i>Bidirectional Defibrillation Using Implantable Defibrillators: A Prospective Randomized Comparison Between Pectoral and Abdominal Active Generators</i> , PACE, Vol. 24, Part I, pp. 1343-1353, September 2001	
		Schulte, B., et al., <i>Dual-Coil vs. Single-Coil Active Pectoral Implantable Defibrillator Lead Systems: Defibrillation Lead Requirements and Probability of Defibrillation Success at Multiples of the Defibrillation Energy Requirements</i> , Europace, Vol. 3, pp. 177-180, July 2001	

48521.1

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.